

MINUTES
PRE-MEETING CONFERENCE / REGULAR MEETING
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
AUGUST 12, 2013
7 P.M.

1. Council Vice President Brown called the meeting to order at 7:09 p.m. and asked for a Roll Call.

PRESENT: Councilmembers Baker, Bresenhan, Brown, Cox, Mione, Wenson Maier

ABSENT: Councilmembers Farrar, Saliga, Steinman

City Clerk Jeffrey J. Jotz announced the meeting had been advertised and posted in accordance with the Open Public Meetings Act of the State of New Jersey.

This meeting of August 12, 2013 was included in a list of meetings notice sent to the *Star-Ledger*, *Home News Tribune*, *The Union County Localsource* and the *Rahway News-Record*, posted on the bulletin board in the Municipal Building on January 2, 2013 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

2. PLEDGE OF ALLEGIANCE

In the absence of a member of the Clergy, Rev. Guy Ewings offered an invocation.

Councilmember Farrar arrived at 7:10 p.m.

3. APPROVAL OF MINUTES

Motion was made by Councilmember Bresenhan and seconded by Councilmember Cox to accept and approve the above listed minutes.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

4. PRESENTATIONS

Swearing-in of Fire Captain Brian Thornton

5. COMMUNICATIONS FROM MAYOR, REPORTS OF CITY OFFICERS AND LIST OF PAYMENT OF BILLS FOR JULY

6. REPORTS OF COUNCIL COMMITTEES

6A. REVIEW AGENDA

The Councilmembers reviewed all Agenda items.

7. HEARING OF CITIZENS Items on Agenda, Except Ordinances on Second Reading

Jeff Robinson	244 Stanton St.	AR-165-13 through AR-170-13
Scott Caffee	756 W. Scott Ave.	O-37-13

With no one else appearing, Council Vice President Brown closed the Public Hearing.

8. CONSENT AGENDA

Motion made by Councilmember Bresenhan seconded by Councilmember Baker to adopt the Consent Agenda, and was adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

9. ORDINANCES - First Reading

O-32-13 City Clerk Jotz read AN ORDINANCE AMENDING ORDINANCE-27-12 AUTHORIZING AN OPEN PUBLIC SALE TO ADJACENT LAND OWNERS FOR THE SALE OF CITY OWNED PROPERTY LOCATED OFF OF EAST MILTON AVE., NOT CURRENTLY NEEDED FOR PUBLIC USE KNOWN AS LOT 6 IN BLOCK 335 ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY.

Motion to introduce the above Ordinance on first reading was made by Councilmember Bresenhan, seconded by Councilmember Cox and adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at the Regular Meeting on Monday, September 9, 2013 at 7 p.m.

O-33-13 City Clerk Jotz read AN ORDINANCE AMENDING CHAPTER 357 OF THE CODE OF THE CITY OF RAHWAY – SOLID WASTE.

Motion to introduce the above Ordinance on first reading was made by Councilmember Baker, seconded by Councilmember Mione and adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at the Regular Meeting on Monday, September 9, 2013 at 7 p.m.

O-34-13 City Clerk Jotz read A BOND ORDINANCE PROVIDING FOR PRELIMINARY COSTS ASSOCIATED WITH AN UPGRADE TO THE WATER TREATMENT PLANT, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$1,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,333,300 IN BONDS OR NOTES TO FINANCE THE COST THEREOF.

Motion to introduce the above Ordinance on first reading was made by Councilmember Brown, seconded by Councilmember Cox and adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said

notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at a Special Meeting on Wednesday, August 28, 2013 at 6:30 p.m.

O-35-13 City Clerk Jotz read AN ORDINANCE OF THE CITY OF RAHWAY, COUNTY OF UNION, NEW JERSEY, APPROVING AN APPLICATION FOR A LONG TERM TAX EXEMPTION PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF RAHWAY AND METRO RAHWAY URBAN RENEWAL, L.L.C. FOR PROPERTY LOCATED ON LOTS 1, 5, 23, 24 AND 25 IN BLOCK 149 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY AND LOCATED IN THE CENTRAL BUSINESS DISTRICT AREA.

Motion to introduce the above Ordinance on first reading was made by Councilmember Farrar, seconded by Councilmember Wenson Maier and adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at the Regular Meeting on Monday, September 9, 2013 at 7 p.m.

O-36-13 City Clerk Jotz read A BOND ORDINANCE PROVIDING FOR EMERGENCY SINKHOLE REPAIR, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$300,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF.

Motion to introduce the above Ordinance on first reading was made by Councilmember Farrar, seconded by Councilmember Wenson Maier and adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at the Regular Meeting on Monday, September 9, 2013 at 7 p.m.

O-37-13

City Clerk Jotz read A BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT FOR THE DEPARTMENT OF PUBLIC WORKS AND THE FIRE DEPARTMENT, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$522,500 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

Motion to introduce the above Ordinance on first reading was made by Councilmember Farrar, seconded by Councilmember Wenson Maier and adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at the Regular Meeting on Monday, September 9, 2013 at 7 p.m.

O-38-13

City Clerk Jotz read A BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER O-9-13 FINALLY ADOPTED BY THE CITY COUNCIL ON MARCH 11, 2013, TO INCREASE THE APPROPRIATION THEREIN BY \$100,000 AND TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES THEREIN BY \$95,000 TO FINANCE PART OF THE ADDITIONAL COSTS THEREOF.

Motion to introduce the above Ordinance on first reading was made by Councilmember Farrar, seconded by Councilmember Wenson Maier and adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at the Regular Meeting on Monday, September 9, 2013 at 7 p.m.

O-39-13

City Clerk Jotz read AN ORDINANCE AMENDING CHAPTER 411 OF THE CODE OF THE CITY OF RAHWAY (“WATER”).

Motion to introduce the above Ordinance on first reading was made by Councilmember Bresenhan, seconded by Councilmember Brown and adopted by the following vote:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at a Special Meeting on Wednesday, August 28, 2013 at 6:30 p.m.

10. RESOLUTIONS

*** AR-165-13**

Councilmember Farrar presented and moved A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF RAHWAY FOR THE PURPOSE OF ENDORSING THE ADOPTION OF GREEN BUILDING PRACTICES FOR CIVIC, COMMERCIAL AND RESIDENTIAL BUILDINGS.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-166-13**

Councilmember Brown presented and moved A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF RAHWAY TO ESTABLISH A "GREEN PURCHASING POLICY" FOR THE CITY OF RAHWAY.

The motion was seconded by Councilmember Bresenhan.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-167-13**

Councilmember Mione presented and moved A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF RAHWAY FOR THE PURPOSE OF CREATING A GREEN GROUNDS AND MAINTENANCE POLICY RELATIVE TO COMPOSTING AND MATERIAL REUSE IN THE CITY OF RAHWAY.

The motion was seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-168-13**

Councilmember Farrar presented and moved A RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF RAHWAY SUPPORTING NEW JERSEY'S WILDLIFE ACTION PLAN.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

*** AR-169-13**

Council Vice President Brown declared the motion carried. Councilmember Brown presented and moved A RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF RAHWAY SUPPORTING THE MAYOR'S WELLNESS CAMPAIGN.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-170-13**

Councilmember Bresenhan presented and moved A RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF RAHWAY SUPPORTING NEW JERSEY'S EXISTING NO-IDLING LAW.

The motion was seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-171-13**

Councilmember Wenson Maier presented and moved A RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY CONTRACT TO TOM KRUTIS EXCAVATING, INC. FOR SANITARY SEWER REPAIRS PURSUANT TO N.J.S.A. 40A:11-6.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-172-13**

Councilmember Brown presented and moved A RESOLUTION AWARDING THE ACCEPTANCE OF BID FOR THE PROJECT ENTITLED "ELECTRICAL UPGRADES TO MUNICIPAL FACILITIES" FOR THE CITY OF RAHWAY TO ENVIROCON, LLC.

The motion was seconded by Councilmember Bresenhan.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-173-13**

Councilmember Brown presented and moved A RESOLUTION REJECTING ALL BIDS RECEIVED FOR THE RAHWAY RECREATION CENTER GYMNASIUM FLOOR REPLACEMENT PROJECT.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-174-13**

Councilmember Farrar presented and moved A RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF UPGRADES TO THE MOBILE COMPUTER SYSTEMS IN POLICE VEHICLES VIA STATE CONTRACT.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-175-13**

Councilmember Wenson Maier presented and moved A RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF UPGRADES TO THE CITY'S EMERGENCY TELECOMMUNICATIONS SYSTEM VIA STATE CONTRACT.

The motion was seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-176-13**

Councilmember Bresenhan presented and moved A RESOLUTION AUTHORIZING PARTICIPATION OF THE CITY OF RAHWAY IN THE "GREENING UNION COUNTY" GRANT PROGRAM.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-177-13**

Councilmember Brown presented and moved A RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL OF THE CITY OF RAHWAY TO APPLY FOR THE UNION COUNTY KIDS RECREATION TRUST FUND GRANT AND ENTER INTO A CONTRACT THERETO.

The motion was seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

AR-178-13

Council Vice President Brown declared the motion carried. Councilmember Bresenhan presented and moved A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE NEW JERSEY MOTOR VEHICLE COMMISSION.

The motion was seconded by Councilmember Wenson Maier.

YES: Councilmembers Baker, Bresenhan, Brown, Farrar, Mione, Wenson Maier

ABSTAIN: Councilmember Cox

ABSENT: Councilmembers Saliga, Steinman

*** AR-179-13**

Council Vice President Brown declared the motion carried. Councilmember Mione presented and moved A RESOLUTION AUTHORIZING THE CANCELLATION AND REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF DISABLED VETERAN DEDUCTION FOR THE THIRD AND FOURTH QUARTERS OF CY 2013 AND THE FIRST AND SECOND QUARTERS OF 2014.

The motion was seconded by Councilmember Farrar.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-180-13**

Councilmember Brown presented and moved A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES.

The motion was seconded by Councilmember Bresenhan.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-181-13**

Councilmember Baker presented and moved A RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR CY 2013.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-182-13**

Councilmember Brown presented and moved A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CREDIT OVERPAYMENT OF TAXES DUE TO A JUDGMENT OF THE TAX COURT OF NEW JERSEY.

The motion was seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

- * **AR-183-13** Councilmember Mione presented and moved A RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES.
- The motion was seconded by Councilmember Wenson Maier.
- YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier
- ABSENT: Councilmembers Saliga, Steinman
- Council Vice President Brown declared the motion carried.
- * **AR-184-13** Councilmember Bresenhan presented and moved A RESOLUTION AUTHORIZING REFUND OF POLICE ESCROW FEES.
- The motion was seconded by Councilmember Cox.
- YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier
- ABSENT: Councilmembers Saliga, Steinman
- Council Vice President Brown declared the motion carried.
- * **AR-185-13** Councilmember Baker presented and moved A RESOLUTION EXCUSING THE ABSENCE OF A COUNCILMEMBER IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:16-1 ET.SEQ.
- The motion was seconded by Councilmember Brown.
- YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier
- ABSENT: Councilmembers Saliga, Steinman
- Council Vice President Brown declared the motion carried.

*** AR-186-13**

Councilmember Brown presented and moved A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF RAHWAY FOR THE PURPOSE OF GIVING APPROVAL FOR THE FILING OF A GRANT APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY, DEPARTMENT OF HOMELAND SECURITY FOR A "STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT" TO COVER CERTAIN COSTS RELATED TO FOUR (4) NEW HIRES FOR THE RAHWAY FIRE DEPARTMENT.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

*** AR-187-13**

Councilmember Bresenhan presented and moved A RESOLUTION URGING THE NEW JERSEY ASSEMBLY AND STATE SENATE TO VOTE TO OVER-RIDE GOVERNOR CHRIS CHRISTIE'S VETO OF THE MARRIAGE EQUALITY BILL.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

* **AR-188-13** Councilmember Baker presented and moved A RESOLUTION AMENDING THE CY 2013 CAPITAL BUDGET.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

AR-189-13 Councilmember Bresenhan presented and moved A RESOLUTION SCHEDULING A SPECIAL MEETING OF THE MUNICIPAL COUNCIL.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.

11. Ordinances – Second Reading

O-29-13 Council Vice President Brown: The following Ordinance was adopted on first reading, advertised according to law, and is now before you for a public hearing and final adoption.

AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) – PARKING METER ZONES

BE IT ORDAINED BY THE MAYOR AND THE MUNICIPAL COUNCIL OF THE CITY OF RAHWAY, THE FOLLOWING CHAPTER BE AMENDED AS FOLLOWS:

401-82 Schedule XXIV: Parking Meter Zones

Name of Street	Side	Hours/Days	Time Limit/Rate	Location or Meter Number
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ADD:

Park Square	Both	7:00 a.m. to 7:00 p.m./Mon. through Sat.	Limit 3 hrs./ .025 per half hour	Park Square between Elm Ave and Elizabeth Ave Both Sides
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ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE PROVISIONS OF THIS ORDINANCE ARE HEREBY REPEALED.

THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS PROVIDED BY LAW

Council Vice President Brown opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.

No one appearing, Council Vice President Brown closed the Public Hearing.

Roll Call for O-26-13:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown: This Ordinance having been read on two separate days and having achieved the vote required by law is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

O-27-13 Council Vice President Brown: The following Ordinance was adopted on first reading, advertised according to law, and is now before you for a public hearing and final adoption.

AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC)

BE IT ORDAINED BY THE MAYOR AND THE MUNICIPAL COUNCIL OF THE CITY OF RAHWAY, THE FOLLOWING CHAPTER BE AMENDED AS FOLLOWS:

401-72 Schedule XIV: Parking prohibited Certain Hours

DELETE

<i>Name of Street</i>	<i>Side</i>	<i>Hours</i>	<i>Location</i>
East Emerson Ave	Both	8-10am Wed	Entire Length

ADD

<i>Name of Street</i>	<i>Side</i>	<i>Hours</i>	<i>Location</i>
East Emerson Ave	North	8-10am Wed	Entire Length
East Emerson Ave	South	8-10am Tues	Entire Length

ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE PROVISIONS OF THIS ORDINANCE ARE HEREBY REPEALED.

THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS PROVIDED BY LAW.

Council Vice President Brown opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.

No one appearing, Council Vice President Brown closed the Public Hearing.

Roll Call for O-29-13:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown: This Ordinance having been read on two separate days and having achieved the vote required by law is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

O-30-13

Council Vice President Brown: The following Ordinance was adopted on first reading, advertised according to law, and is now before you for a public hearing and final adoption.

**AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE
CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED
PARKING**

**BE IT ORDAINED BY THE MAYOR AND THE MUNICIPAL COUNCIL
OF THE CITY OF RAHWAY, THE FOLLOWING CHAPTER BE
AMENDED AS FOLLOWS:**

401-79 Schedule XXI: Handicapped Parking

Add:

In front of 1767 Rutherford St

East Side - beginning at a point 248 Feet North of the intersection of E Milton Ave extending to a point 22 feet West thereof.

**ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT
WITH THE PROVISIONS OF THIS ORDINANCE ARE HEREBY
REPEALED.**

**THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE
AND PUBLICATION AS PROVIDED BY LAW**

**ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT
WITH THE PROVISIONS OF THIS ORDINANCE ARE HEREBY
REPEALED.**

THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS PROVIDED BY LAW.

Council Vice President Brown opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.

No one appearing, Council Vice President Brown closed the Public Hearing.

Roll Call for O-30-13:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown: This Ordinance having been read on two separate days and having achieved the vote required by law is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

O-31-13

Council Vice President Brown: The following Ordinance was adopted on first reading, advertised according to law, and is now before you for a public hearing and final adoption.

AN ORDINANCE OF THE CITY OF RAHWAY, COUNTY OF UNION, NEW JERSEY, AUTHORIZING THE MAYOR AND CITY CLERK PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF RAHWAY AND METRO RAHWAY URBAN RENEWAL, L.L.C. FOR PROPERTY LOCATED ON LOTS 1, 5, 23, 24 AND 25 IN BLOCK 149 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY AND LOCATED IN THE CENTRAL BUSINESS DISTRICT AREA

BE IT ORDAINED by the Municipal Council of the City of Rahway that:

Section 1. The Municipal Council of the City of Rahway designated properties located at Block 149/ Lot 1, 5, 23, 24 and 25 (the "Property") as part of a larger redevelopment area (the "Central Business District Redevelopment Area") by adoption of a resolution on October 9, 2001 and included the Property as part of the Central Business District Redevelopment Plan by an amendment adopted on November 8, 2004 (the "Plan"), which Plan has been subsequently amended.

Section 2. The City of Rahway (the “City”) and the Rahway Redevelopment Agency (the “Agency”) have undertaken various projects (with and without private redevelopers) within the Central Business District Redevelopment Area.

Section 3. Heartstone Development, LLC (“Heartstone”), a predecessor of Metro Rahway Urban Renewal, L.L.C., was designated as conditional redeveloper by the Agency for the development of a 116 unit market rate residential project.

Section 4. On or about August 15, 2006, the Agency and Heartstone entered into a redevelopment agreement, which will set forth certain terms and conditions with respect to the redevelopment of the Property, the construction of the improvements and the payment of certain costs in connection therewith (the “Redevelopment Agreement”), which Agreement has been amended.

Section 5. Heartstone obtained amended preliminary and final site plan approval for the Project from the Rahway Planning Board on September 23, 2008, which was memorialized in a resolution adopted on October 29, 2008.

Section 6. On December 5, 2012, the Agency authorized the assignment and assumption of the Redevelopment Agreement by Metro Rahway Urban Renewal, L.L.C. (the “Redeveloper”) from Heartstone Development, LLC.

Section 7. On or about November 2012, the Redeveloper acquired the Property.

Section 8. Pursuant to and in accordance with the provisions of the Long Term Tax Exemption Law, constituting Chapter 431 of the Pamphlet Laws of 1991 of the State, and the acts amendatory thereof and supplement thereto (the “Long Term Tax Exemption Law”, as codified in N.J.S.A. 40A:20-1 et seq.), the City is authorized to provide for tax abatement within a redevelopment area and for payments in lieu of taxes.

Section 9. The Redeveloper has submitted an application for the approval of a Project, as such term is used in the Long Term Tax Exemption Law, all in accordance with N.J.S.A. 40A:20-8 (the “Exemption Application”, a copy of which is attached hereto as Exhibit A).

Section 10. The Exemption Application requests a 15-year term for the Financial Agreement and an annual service charge based on 10% of annual gross revenues.

Section 11. The City and the Redeveloper have reached agreement with respect to, among other things, the terms and conditions relating to the Annual Service Charges and desire to execute the Financial Agreement.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the City Council of the City of Rahway, County of Union, New Jersey, as follows:

Section 1. The Exemption Application is hereby accepted and approved.

Section 2. The Financial Agreement is hereby authorized to be executed and delivered on behalf of the City by the Mayor in substantially the form attached hereto as Exhibit B, with such changes as the Mayor (the “Authorized Officer”), in his sole discretion, after consultation with such counsel and any advisors to the City (collectively, the “City Consultants”) shall determine, such determination to be conclusively evidenced by the execution of the Financial Agreement by an Authorized Officer as determined hereunder. The City Clerk is hereby authorized and directed to attest to the execution of the Financial Agreement by the Authorized Officer of the City as determined hereunder and to affix the corporate seal of the City o the Financial Agreement.

Section 3. The Authorized Officer of the City is hereby further severally authorized and directed to (i) execute and deliver, and the City Clerk is hereby further authorized and directed to attest to such execution and to affix the corporate seal of the City to, any document, instrument or certificate deemed necessary, desirable or convenient by the Authorized Officer or the City Clerk, as applicable, in his respective sole discretion, after consultation with the City Consultants, to be executed in connection with the execution and delivery of the Financial Agreement and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officer deems necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 4. This ordinance shall take effect upon final passage and publication as required by law.

Council Vice President Brown opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.

No one appearing, Council Vice President Brown closed the Public Hearing.

City Attorney Louis Rainone explained that this ordinance will be superseded by O-35-13, which was introduced earlier in the meeting.

Councilmember Bresenhan made a motion to defeat O-31-13. The motion was seconded by Councilmember Baker.

Roll Call for O-31-13:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion to defeat O-31-13 passed.

12. MISCELLANEOUS

13. COMMUNICATIONS - Hearing of Citizens

Scott Caffee 756 W. Scott Ave.

Spoke on tax bills and salaries of City officials. Asked when tax bills will decrease. Said that the Mayor should attend Council meetings.

With no one else appearing, Council Vice President Brown closed the Public Hearing.

14. COUNCIL COMMENT

Councilmember Bresenhan: Thanked Jeff Robinson for his years of service to make Rahway a sustainable community.

Councilmember Baker: Reiterated support for capital upgrades to water plant. Said that our system is antiquated and needs to adhere to DEP rules and regulations. Cited recent article in Star-Ledger about out-of-service fire hydrants in Newark. Encouraged residents to recycle.

15. ADJOURNMENT

Motion to adjourn the meeting at 8:25 p.m. was made by Councilmember Bresenhan and seconded by Councilmember Mione:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Wenson Maier

ABSENT: Councilmembers Saliga, Steinman

Council Vice President Brown declared the motion carried.